

(2) the surviving spouse of the employee has not since remarried,

the surviving spouse, so long as the surviving spouse does not marry, shall be paid \$100 per month by the Secretary of Transportation.

(Aug. 19, 1950, ch. 761, § 2, 64 Stat. 466; Pub. L. 85-351, § 1, Mar. 28, 1958, 72 Stat. 49; Pub. L. 89-670, § 6(b)(1), Oct. 15, 1966, 80 Stat. 938; Pub. L. 90-163, § 1, Nov. 29, 1967, 81 Stat. 518; Pub. L. 90-167, § 1(b), Nov. 29, 1967, 81 Stat. 520; Pub. L. 98-557, § 15(b)(2), Oct. 30, 1984, 98 Stat. 2866.)

AMENDMENTS

1984—Pub. L. 98-557 substituted references to surviving spouse for references to widow.

1967—Pub. L. 90-167 struck out provisions which exempted from coverage of this section widows of employees whose positions were classified in one of grades of professional and scientific service of Classification Act of 1923, or a comparable grade of Classification Act of 1949, or who performed duties of a position comparable to a position so classified after enactment of law requiring classification of such positions.

Pub. L. 90-163 substituted “\$100 per month” for “\$75 per month”.

1958—Pub. L. 85-351 substituted “\$75 per month” for “\$50 per month”.

EFFECTIVE DATE OF 1967 AMENDMENTS

Amendment by Pub. L. 90-167 effective for any period subsequent to the first day of the first month following Nov. 29, 1967, see section 2 of Pub. L. 90-167, set out as a note under section 771 of this title.

Section 1 of Pub. L. 90-163 provided that the amendment made by that section is effective on the first day of the month following Nov. 29, 1967.

EFFECTIVE DATE OF 1958 AMENDMENT

Amendment effective Apr. 1, 1958, see section 2 of Pub. L. 85-351, set out as a note under section 771 of this title.

TRANSFER OF FUNCTIONS

Bureau of Lighthouses, of which Lighthouse Service was a part, transferred and consolidated with Coast Guard under Secretary of the Treasury by Reorg. Plan No. II of 1939, § 2(a), eff. July 1, 1939, 4 F.R. 2731, 33 Stat. 1432, set out in the Appendix to Title 5, Government Organization and Employees. Functions of Secretary of the Treasury relating to Coast Guard transferred to Secretary of Transportation by section 6(b)(1) of Pub. L. 89-670. See section 108 of Title 49, Transportation.

For transfer of authorities, functions, personnel, and assets of the Coast Guard, including the authorities and functions of the Secretary of Transportation relating thereto, to the Department of Homeland Security, and for treatment of related references, see sections 468(b), 551(d), 552(d), and 557 of Title 6, Domestic Security, and the Department of Homeland Security Reorganization Plan of November 25, 2002, as modified, set out as a note under section 542 of Title 6.

INCREASE IN WIDOWS BENEFITS AND EFFECTIVE DATE OF INCREASE

For 1975 increase in widows benefits under this section and section 771 of this title, and effective date of such increase, see Pub. L. 94-170, Dec. 23, 1975, 89 Stat. 1022, set out as a note under section 771 of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 773, 774, 775, 776 of this title.

§ 773. Application for benefits

Application for the benefits of sections 771 to 775 of this title shall be made in such manner

and form as the Director of the Office of Personnel Management shall prescribe.

(Aug. 19, 1950, ch. 761, § 3, 64 Stat. 466; 1978 Reorg. Plan No. 2, § 102, eff. Jan. 1, 1979, 43 F.R. 36037, 92 Stat. 3783.)

TRANSFER OF FUNCTIONS

“Director of the Office of Personnel Management” substituted in text for “Civil Service Commission” pursuant to Reorg. Plan No. 2 of 1978, § 102, 43 F.R. 36037, 92 Stat. 3783, set out under section 1101 of Title 5, Government Organization and Employees, which transferred all functions vested by statute in Civil Service Commission to Director of Office of Personnel Management (except as otherwise specified), effective Jan. 1, 1979, as provided by section 1-102 of Ex. Ord. No. 12107, Dec. 28, 1978, 44 F.R. 1055, set out under section 1101 of Title 5.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 774, 775, 776 of this title.

§ 774. Rules and regulations

The Director of the Office of Personnel Management shall perform, or cause to be performed, such acts, and shall make such rules and regulations, as may be necessary or proper to carry out the provisions of sections 771 to 775 of this title.

(Aug. 19, 1950, ch. 761, § 4, 64 Stat. 466; 1978 Reorg. Plan No. 2, § 102, eff. Jan. 1, 1979, 43 F.R. 36037, 92 Stat. 3783.)

TRANSFER OF FUNCTIONS

“Director of the Office of Personnel Management” substituted in text for “Civil Service Commission” pursuant to Reorg. Plan No. 2 of 1978, § 102, 43 F.R. 36037, 92 Stat. 3783, set out under section 1101 of Title 5, Government Organization and Employees, which transferred all functions vested by statute in Civil Service Commission to Director of Office of Personnel Management (except as otherwise specified), effective Jan. 1, 1979, as provided by section 1-102 of Ex. Ord. No. 12107, Dec. 28, 1978, 44 F.R. 1055, set out under section 1101 of Title 5.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 773, 775, 776 of this title.

§ 775. Payments nonassignable and exempt from process

No payment under sections 771 to 775 of this title shall be assignable, either in law or in equity, or be subject to execution, levy, lien, attachment, garnishment, or other legal process.

(Aug. 19, 1950, ch. 761, § 5, 64 Stat. 466.)

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 773, 774, 776 of this title.

§ 776. Payment out of Civil Service Retirement and Disability Fund

Annuities authorized by sections 771 to 775 of this title may, on and after November 12, 2001, be paid out of the Civil Service Retirement and Disability Fund.

(Pub. L. 107-67, title IV, Nov. 12, 2001, 115 Stat. 542.)

CODIFICATION

Section is from the appropriation act cited as the credit to this section.

PRIOR PROVISIONS

Provisions similar to those in this section were contained in the following prior appropriation acts:

- Pub. L. 106-554, §1(a)(3) [title IV], Dec. 21, 2000, 114 Stat. 2763, 2763A-150.
 Pub. L. 106-58, title IV, Sept. 29, 1999, 113 Stat. 463.
 Pub. L. 105-277, div. A, §101(h) [title IV], Oct. 21, 1998, 105 Stat. 2681-480, 2681-509.
 Pub. L. 105-61, title IV, Oct. 10, 1997, 111 Stat. 1303.
 Pub. L. 104-208, div. A, title I, §101(f) [title IV], Sept. 30, 1996, 110 Stat. 3009-314, 3009-344.
 Pub. L. 104-52, title IV, Nov. 19, 1995, 109 Stat. 489.
 Pub. L. 103-329, title IV, Sept. 30, 1994, 108 Stat. 2407.
 Pub. L. 103-123, title IV, Oct. 28, 1993, 107 Stat. 1249.
 Pub. L. 102-393, title IV, Oct. 6, 1992, 106 Stat. 1756.
 Pub. L. 102-141, title IV, Oct. 28, 1991, 105 Stat. 860.
 Pub. L. 101-509, title IV, Nov. 5, 1990, 104 Stat. 1421.
 Pub. L. 101-136, title IV, Nov. 3, 1989, 103 Stat. 810.
 Pub. L. 100-440, title IV, Sept. 22, 1988, 102 Stat. 1745.
 Pub. L. 100-202, §101(m) [title IV], Dec. 22, 1987, 101 Stat. 1329-390, 1329-413.
 Pub. L. 99-500, §101(m) [title IV], Oct. 18, 1986, 100 Stat. 1783-308, 1783-322, and Pub. L. 99-591, §101(m) [title IV], Oct. 30, 1986, 100 Stat. 3341-308, 3341-322.
 Pub. L. 99-190, title I, §101(h) [H.R. 3036, title IV], Dec. 19, 1985, 99 Stat. 1291.
 Pub. L. 98-473, title I, §101(j) [H.R. 5798, title IV], Oct. 12, 1984, 98 Stat. 1963.
 Pub. L. 98-151, §101(f) [H.R. 4139, title IV], Nov. 14, 1983, 97 Stat. 973.
 Pub. L. 97-377, title I, §101(a) [incorporating H.R. 4121, title IV, for FY 1982], Dec. 21, 1982, 96 Stat. 1830.
 Pub. L. 97-92, §101(a) [H.R. 4121, title IV], Dec. 15, 1981, 95 Stat. 1183.
 Pub. L. 96-536, §101(a) [incorporating Pub. L. 96-74, title IV], Dec. 16, 1980, 94 Stat. 3166.
 Pub. L. 96-74, title IV, Sept. 29, 1979, 93 Stat. 571.
 Pub. L. 95-429, title IV, Oct. 10, 1978, 92 Stat. 1007.
 Pub. L. 95-81, title IV, July 31, 1977, 91 Stat. 347.
 Pub. L. 94-363, title IV, July 14, 1976, 90 Stat. 969.
 Pub. L. 94-91, title IV, Aug. 9, 1975, 89 Stat. 449.
 Pub. L. 93-381, title IV, Aug. 21, 1974, 88 Stat. 620.
 Pub. L. 93-143, title IV, Oct. 30, 1973, 87 Stat. 517.

CHAPTER 17—NATIONAL OCEAN SURVEY

SUBCHAPTER I—GENERAL PROVISIONS

- Sec.
 851 to 852b. Repealed or Omitted.
 853. Power to settle claims.
 853a to 853o. *Repealed.*
 853o-1. Credit of service as deck officer or junior engineer and certain other active service for retirement and retirement pay.
 853p to 854. Repealed.
 854a. Service credit as deck officer or junior engineer for promotion purposes.
 854a-1. Temporary appointment or advancement of commissioned officers in time of war or national emergency.
 854a-2. Pay and allowances; date of acceptance of promotion.
 854b to 857-12. Repealed.
 857-13. National Advisory Committee on Oceans and Atmosphere.
 857-14. Membership.
 (a) Appointment and qualifications.
 (b) Terms.
 (c) Chairman.
 (d) Duties.
 857-15. Reports.
 (a) In general.
 (b) Review by Secretary.
 (c) Annual report submittal.
 857-16. Compensation and travel expenses.

Sec.

- 857-17. Interagency cooperation and assistance.
 (a) Liaison.
 (b) Agency assistance.
 (c) Administrative assistance.
 857-18. Authorization of appropriations.
 857-19. Biennial report.
 857-20. Coordination.
 857a to 872. Repealed or Omitted.
 873. Extra compensation for instrument observers, recorders and other Federal employees for oceanographic, seismographic and magnetic observations.
 874. Repealed.
 875. Powers of officers as notaries.
 876. Fees for notarial acts; prima facie evidence of authority.
 877. Appropriations; advances from.
 878. Appropriations; purchases from.
 SUBCHAPTER II—SURVEYS
 881 to 883. Repealed.
 883a. Surveys and other activities.
 883b. Dissemination of data; further activities.
 883c. Geomagnetic data; collection, correlation, and dissemination.
 883d. Improvement of methods, instruments, and equipments; investigations and research.
 883e. Agreements for surveys and investigations; contribution of costs incurred by National Oceanic and Atmospheric Administration.
 883f. Contracts with qualified organizations.
 883g. Repealed.
 883h. Employment of public vessels.
 883i. Authorization of appropriations.
 883j. Ocean satellite data.
 883k. Acquisition of land for facilities.
 884. Power to use books, maps, etc., and to employ persons.
 885 to 890. Repealed or Omitted.

SUBCHAPTER III—NOAA FLEET MODERNIZATION

891. Definitions.
 891a. Fleet replacement and modernization program.
 891b. Fleet replacement and modernization Plan.
 (a) In general.
 (b) Timing.
 (c) Plan elements.
 (d) Contracting limitation.
 891c. Design of NOAA vessels.
 (a) Design requirement.
 (b) Exception.
 891d. Contract authority.
 (a) Multiyear contracts.
 (b) Service contracts.
 (c) Bonding authority.
 891e. Restriction with respect to certain shipyard subsidies.
 (a) In general.
 (b) "Significant subsidy" defined.
 891f. Use of vessels.
 (a) Vessel agreements.
 (b) Report to Congress.
 891g. Interoperability.
 891h. Authorization of appropriations.
 (a) In general.
 (b) Limitation on fleet modernization activities.

SUBCHAPTER IV—NOAA HYDROGRAPHIC SERVICES

892. Definitions.
 892a. Functions of the Administrator.
 (a) Responsibilities.
 (b) Authorities.
 (c) Conservation and management of coastal and ocean resources.
 892b. Quality assurance program.
 (a) Definition.